

**IN THE MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

COMPLETE TITLE OF CASE

DEBRA ANNE STONE,

Respondent,

v.

RANDY ALAN STONE,

Appellant.

DOCKET NUMBER WD77156

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

DATE: December 9, 2014

APPEAL FROM

The Circuit Court of Clay County, Missouri
The Honorable David P. Chamberlain, Judge

JUDGES

Division II: Ellis, P.J., and Welsh and Pfeiffer, JJ.

CONCURRING.

ATTORNEYS

Michael J. Svetlic
Kansas City, MO

Attorney for Respondent,

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Liberty, MO

Attorney for Appellant.

MISSOURI APPELLATE COURT OPINION SUMMARY
MISSOURI COURT OF APPEALS, WESTERN DISTRICT

down-payment for one of the properties stated that it was for the benefit of Husband and Wife, and Wife had signed both the note and the deed of trust for one of the properties.

Finally, the judgment was not in error in assigning any debt on marital assets. Husband's own statement of assets declared that no debt existed on the real property purchased during the marriage, and he submitted no bank documents evidencing current debt. And although Wife's statement of assets did declare a debt on the properties, it valued the properties at a higher amount, making the equity value submitted by both Husband and Wife approximately equal. The court valued the properties accordingly without regard as to whether any debt currently existed on the property. The court also did not err in refusing to award debt Husband claims was incurred in his purchase of a motorcycle that was classified as marital property. There was no debt on the motorcycle, and Husband produced no documents showing that he had incurred debt against his own non-marital assets to obtain the motorcycle.

Opinion by: Mark D. Pfeiffer, Judge

December 9, 2014

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